

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Nicholas R. Bachur Jr., et al. : Group Art Unit:

Serial No.: 10/699,835

Filed: November 4, 2003

For: APPARATUS AND METHOD FOR
USING OPTICAL MOUSE ENGINE
TO DETERMINE SPEED, DIRECTION,
POSITION OF SCANNED DEVICE
AND TO OBTAIN QUANTITATIVE OR
QUALITATIVE DATA FROM SAME

## **INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. §§ 1.56 and 1.97-1.98, Applicants hereby make of record the documents listed in the attached FORM PTO-1449, which may be deemed material to the examination of the above-identified application. Applicants also hereby transmit a copy of the nonpatent publication listed under "OTHER DOCUMENTS" on the attached FORM PTO-1449.

As indicated, all documents are in English and therefore, no statement of relevance is required. Also, since the present Information Disclosure Statement is being filed prior to issuance of a first Office Action on the merits, no certification under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(b) is required.

The Examiner is requested to consider the attached documents in connection with the

above-identified application and to return a copy of Form PTO-1449 to the Applicants with the

Examiner's initials in the spaces provided.

Submission of this Information Disclosure Statement does not constitute an admission

by the Applicants as to the materiality of the attached documents to the application, nor do the

Applicants waive any right to challenge the validity of the documents as prior art should such

action be deemed appropriate.

Respectfully submitted,

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Dated: 4 Jeburny, 2004

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U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO. 44995

SERIAL NO. 10/699,835

INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

of this form with next communication to applicant.

APPLICANT
Nicholas R. Bachur Jr., et al.

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orm PTO-1449 U.S. DEPARTMENT OF COMMERCE ATTY. DOCKET NO. SERIAL NO. PATENT AND TRADEMARK OFFICE 10/699,835 44995 APPLICANT INFORMATION DISCLOSURE CITATION Nicholas R. Bachur Jr., et al. FEB 0 4 2004 FILING DATE GROUP (Use several sheets if necessary) February 4, 2003 A TRADEM U.S. PATENT DOCUMENTS EXAMINER INITIAL DOCUMENT NUMBER DATE NAME CLASS SUBCLA SS 4/1997 163 6 1 9 2 Shouen 345 1/1997 Zaba 347 75 5 5 9 8 1 9 7 8 10/1995 Kato 341 31 5 4 6 3 3 Gillick et al. 8/1995 345 163 5 4 6 4 8 1 5 1 0 7 1 0 4/1992 Gruss et al. 250 208.3

## PUBLISHED U.S. PATENT APPLICATIONS SUB-FILING Pub. No. Pub. Date Patentee CLAS CLASS DATE S FOREIGN PATENT DOCUMENTS

TRANSLATION DOCUMENT NUMBER DATE COUNTRY CLASS SUB-CLASS YES NO

OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.)

\*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw Line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.